IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL APPEAL No 394 of 1999

For Approval and Signature:

HON'BLE MR.JUSTICE J.R.VORA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

HARGOVINDBHAI BABABHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

1. Criminal Appeal No. 394 of 1999

MR DM AHUJA for Appellant No.

MR HL JANI Ld. APP for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE J.R.VORA

Date of decision: 01/10/2004

ORAL JUDGEMENT

1. Heard the ld. APP Mr. HL Jani for the respondent-State.

2. This matter was fixed by the office on running final hearing Board of this Court on 27.9.2004. Ld. APP was requested to obtain jail remarks of the appellant in view of short sentence.

3. Ld. APP places on record a communication addressed to him by the Sub Jailor, Central Jail, Baroda, stating that the present appellant - Hargovan Bababhai Patel, after considering the period of set-off and the remission earned by him, has been served with the sentence and on completion of service of sentence, the appellant has been released from jail on 18.3.2003. The said communication is taken on record.

4. Since the present appellant has been served fully with the punishment awarded to him by the ld. Addl. Sessions Judge, Banaskantha at Palanpur in Sessions Case No. 139/1997 and since the appellant has been released from the jail way back from18.3.2003, now this appeal has become infructuous and is required to be disposed of.

5. In the result, this appeal stands disposed of as having become infructuous.

(J.R. VORA, J.)
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